

**SEED**

Intellectual Property Law Group PLLC

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February 17, 2004

**Facsimile Transmission**25 pages including this page**TO:**

Examiner San Ming Hui, Unit 1617

Fax No.: 703/872-9306

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FEB 19 2004

**RE: U.S. Patent Application No. 09/960,612****INHIBITION OF MITOCHONDRIAL CALCIUM/SODIUM ANTIporter****Our Reference: 400069.446****OFFICIAL**☒ Urgent

For Review

☒ Please Confirm Receipt☐ Please Reply ASAP**Comments:**

If you do not receive all pages, please call Karen Williamson at (206) 622-4900  
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EXPRESS MAIL NO. EV 336618354US

660088.446

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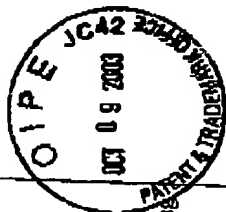
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SENT: October 9, 2003

DUE: October 9, 2003

Date Stamp



Kindly acknowledge receipt of the below-listed documents by placing  
your receiving stamp hereon and mailing:

Check; Transmittal Form; Fee Transmittal Form (+ copy); Response Under 37 CFR  
§ 1.116; Notice of Appeal; Petition for Extension of Time; in re: Christen M.  
Anderson et al., USAN 09/960,612, filed September 20, 2001, for INHIBITION OF  
MITOCHONDRIAL CALCIUM/SODIUM ANTIporter

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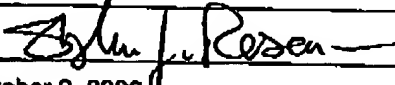
SEED INTELLECTUAL PROPERTY LAW GROUP PLLC PJO ACCOUNT 203 322 4000 701 5TH AVE STE 6300 SEATTLE WA 98104-7043		CHECK NO. 660088-446 27167 10/2/2004	
DATE October 9, 2003			
PAY TO THE ORDER OF DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE		\$ 640.00	
Bank of America		DOLLARS	
NON NEGOTIABLE			
10/09/03 10:15:00 660088-446 27167			
SEED INTELLECTUAL PROPERTY LAW GROUP PLLC DETACH AND RETAIN THIS STATEMENT IF THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW NOT CORRECT, PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.			
DATE	DESCRIPTION	AMOUNT	
10/9/03	Check No. 660088-446 USAFS 09/960,612		
	Notice of Appeal/small entity Extension of time/3 months	\$ 163	
	TOTAL	\$640	\$640
	NOTE		
		NON NEGOTIABLE	

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EXPRESS MAIL NO. EV 336618354US

<b>TRANSMITTAL FORM</b> <i>(To be used for all correspondence after initial filing)</i>	Application Number	09/960,612
	Filing Date	September 20, 2001
	First Named Inventor	Christen M. Anderson
	Art Unit	1617
	Examiner Name	San Ming R. Hui
	Attorney Docket No.	680088.446

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Response <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement; Form PTO-1449 <input type="checkbox"/> Cited References <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Declaration <input type="checkbox"/> Statement under 37 CFR 3.73(b) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund	<input type="checkbox"/> CD(s), Number of CD(s) _____ <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to Group ( <i>Appeal Notice, Brief, Reply Brief</i> ) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Additional Enclosure(s) ( <i>please identify below</i> ):    
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Individual Name	Stephen J. Rosenman, Ph.D.	Customer Number 00500
Signature		
Date	October 9, 2003	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. C:\N\PortB\Manage\KAREN\WILL\421595\_1.DOC

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# FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 640

Complete if Known

Application Number **09/960,612**  
 Filing Date **September 20, 2001**  
 First Named Inventor **Christen M. Anderson**  
 Examiner Name **San Ming R. Hui**  
 Art Unit **1617**  
 Attorney Docket No. **660088.446**

## METHOD OF PAYMENT

☒ Payment Enclosed:  
☒ Check ☐ Credit card ☐ Money Order ☐ Other

☐ Deposit Account:

Deposit  
Account  
Number  
  
Deposit  
Account  
Name

19-1090

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The Director is authorized to (check all that apply)

- ☐ Charge fee(s) indicated below ☒ Credit any overpayments  
☐ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any deficiencies

to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
118	-118** =	00	
Independent Claims	6	-6** =	00
Multiple Dependent			

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	88	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity		Small		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or colh	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	2053	130	Non-English specification	
1812	2520	1812	2520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1840*	1805	1840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	475
1254	1480	2254	740	Extension for reply within fourth month	
1255	2010	2255	1005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	165
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1510	1451	1510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1330	2453	665	Petition to revive - unintentional	
1501	1330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(g)	
1808	180	1808	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.128(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.128(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify) _____					
*Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					(\$)

640

## SUBMITTED BY

Name (Print/Type) **Stephen J. Rosenman, Ph.D.** Registration No. **43,058**  
 Signature *Stephen J. Rosenman* Date **October 9, 2003**

Customer Number

00500

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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